



# Public Notice

**Federal Communications Commission**  
**445 12th St., S.W.**  
**Washington, D.C. 20554**

News media information 202 / 418-0500  
Fax-On-Demand 202 / 418-2830  
Internet: <http://www.fcc.gov>  
TTY 202 / 418-2555

---

**May 31, 2002**

**DA 02-1297**

**COMMENTS INVITED ON MPOWER COMMUNICATIONS CORP.  
APPLICATION TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS  
SERVICES**

**Comp. Pol. File No. 588**

**Comments Due: June 14, 2002**

**Section 214 Application**

**Applicant: Mpower Communications Corp.**

On **May 23, 2003**, **Mpower Communications Corp.** (Mpower or Applicant), located at **175 Sully's Trail, Suite 300, Pittsford, NY 14534**, filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue certain of its domestic telecommunications services.

The application indicates that Mpower seeks authority to discontinue providing local, long distance, switched and other access, DSL, and Internet access services to twelve (12) central offices. Specifically, Applicant states that it seeks authority to discontinue providing the listed services to the following areas:

<b>Central Office</b>	<b>Metro Area</b>	<b>Service(s)</b>
Hickory Hills (HCHLILHH)	Chicago, IL	Voice & Data
Joliet Main (JOLTILJO)	Chicago, IL	Voice & Data
Joliet West (JOLTILJW)	Chicago, IL	Voice & Data
Lake Forest (LKFRILLF)	Chicago, IL	Data
Canal-Winchester (CHWIOH83)	Columbus,	Voice & Data

	OH	
Lockbourne (LCKBOH49)	Columbus, OH	Voice & Data
Romulus (RMLSMIMN)	Detroit, MI	Voice & Data
Wayne Sheldon 4 (WAYNMINW)	Detroit, MI	Data
Whitehall (DLLSTXWH)	Dallas/Ft. Worth, TX	Voice & Data
Franklin (DLLSTXFR)	Dallas/Ft. Worth, TX	Voice & Data
Parkview (HSTNTXPA)	Houston, TX	Voice & Data
Ventura 02 (VNTRCA02)	Ontario, CA	Voice & Data
Laguna Niguel (LGNGCA12)	Orange County, CA	Data
Manhattan Beach (MNBHCAXF)	Orange County, CA	Voice & Data
Rohnert Park (RTPKCA11)	Walnut Creek, CA	Data
Napa (NAPACA01)	Sacramento, CA	Voice & Data

Mpower states that in accordance with Commission rules,<sup>1</sup> on May 23, 2002, it provided written notice to all affected customers.

In accordance with 47 C.F.R. § 63.71(c), the application will be deemed to be automatically granted on the thirty-first (31<sup>st</sup>) day after the release date of this notice, unless the Commission has notified Applicant that the grant will not be automatically effective. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules.<sup>2</sup> Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **June 14, 2002**. Such comments should refer to **Comp. Pol. File No. 588**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, Comments should be served upon Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-

---

<sup>1</sup> See 47 C.F.R. § 63.71(a)(5)(i).

<sup>2</sup> See generally 47 C.F.R. §§ 1.1200 - 1.1216.

2345, Attention: Carmell Weathers.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistronix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at **[qualexint@aol.com](mailto:qualexint@aol.com)**.

For further information, contact Carmell Weathers, (202) 418-2325 (voice), **[cweather@fcc.gov](mailto:cweather@fcc.gov)**, or Jon Minkoff (202) 418-2353 (voice), **[jminkoff@fcc.gov](mailto:jminkoff@fcc.gov)**, of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit **[http://www.fcc.gov/wcb/cpd/other\\_adjud](http://www.fcc.gov/wcb/cpd/other_adjud)**

**-FEDERAL COMMUNICATIONS COMMISSION-**